

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RICHARD P. by and for)	No. 03-390 Erie
RACHEL P. and DENISE L. by)	
and for KRISTINA L.,)	
)	ELECTRONICALLY FILED
Plaintiffs,)	
)	
v.)	Jury Trial Demanded
)	
SCHOOL DISTRICT OF THE CITY)	
OF ERIE, et al)	
)	
Defendants.)	

PLAINTIFFS' MOTION TO POSTPONE ARGUMENT

1. Plaintiffs' counsel is in trial before Judge Conti.
2. Originally, when the argument was scheduled, Plaintiffs believed that the trial would be over by October 28th.
3. It now seems likely that the jury will be in deliberations Friday, the 28th of October, because it does not appear that the testimony will close before Thursday.
3. Additionally, after the argument was scheduled in this case, Plaintiffs filed a motion to amend the complaint. Defendants' response is due after the time originally set by this Court for argument on summary judgment and settlement. It might be prudent to rescheduled the argument until after the response to the motion to amend the complaint is filed.

WHEREFORE, Plaintiffs request this Court enter an Order rescheduling the Argument.

Respectfully submitted,

s/ Edward A. Olds
Edward A. Olds, Esquire
Pa. I.D. No. 23601
Carolyn Spicer Russ, Esquire
Pa. I.D. No. 36232
Richard Matesic, Esquire
Pa. I.D. No. 72211
Attorneys for Plaintiffs

1007 Mt. Royal Boulevard
Pittsburgh, PA 15223
(412) 492-8975

CERTIFICATE OF SERVICE

I hereby certify that on October 21, 2005, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

James T. Marnen, Esquire
KNOX McLAUGHLIN GORNALL &
SENNETT, P.C.
120 West Tenth Street
Erie, PA 16501-1461

s/Edward A. Olds, Esquire
